

MINUTES

IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF ALABAMA, NORTHERN DIVISION

HON. MARK E. FULLER, PRESIDING

AT MONTGOMERY, AL

DATE COMMENCED: 10/31/06

AT: 9:05 a.m.

DATE COMPLETED: 10/31/06

AT: 7:15 p.m.

UNITED STATES OF AMERICA

vs.

DON EUGENE SIEGELMAN AND
RICHARD M. SCRUSHY

§
§
§
§

CR. NO. 2:05CR119-MEF

GOVERNMENT

APPEARANCES:

DEFENDANT

Louis V. Franklin, Sr.
James B. Perrine
Stephen P. Feaga
Joseph L. Fitzpatrick
Jennifer M. Garrett
Richard C. Pilger

Charles Redding Pitt
Vincent F. Kilborn, III.
David A. McDonald
Terry Lucas Butts
Leslie Vernon Moore
Arthur W. Leach
Fred D. Gray, Sr.
Frederick G. Helmsing, Sr.

COURT OFFICIALS PRESENT:

Barbara Wells, Law Clerk
Kelli Gregg, Courtroom Clerk
Jimmy Dickens, Court Reporter

David Housholder, Law Clerk
Josh Shapiro, Law Clerk

COURTROOM PROCEEDINGS:

(X) **Evidentiary Hearing**

9:05 a.m. - Court convenes.
Court goes over what will take place today and how the proceedings will be handled. Court takes up (Doc.#467) Motion for New Trial filed by Siegelman and Scrushy at this time. Court DENIES portion of Motion for New Trial regarding ex parte communication with jurors from Court during deliberations.

9:35 a.m. - Court is in recess.

10:05 a.m. - Court reconvenes.
Court calls Debra Bennett Winston and one representative from each party to the robing room to discuss which party Ms. Winston will be representing for the hearing today. After further discussions, Ms. Winston states that she will be representing Juror #5.

10:15 a.m. - Court is in recess.

10:20 a.m. - Court reconvenes.
Court calls Donna Armstrong to testify.
Court calls Diana Flentory to testify.

11:45 a.m. - Court is in recess.

1:00 p.m. - Court reconvenes.
Court calls Stephen C. Hudson to testify.
Court calls Alice Stanford to testify.

3:10 p.m. - Court is in recess.

3:25 p.m. - Court reconvenes.
Court calls Charles Winston to testify.
Court calls Debra Bennett Winston to testify.
Court calls Juror #5 to testify.

7:15 p.m. - Court is in recess.